(68)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4842 of 2007

PETITIONER Ram Milan Tiwari, S/o Shri Ram Chand Tiwari, Aged about 47 years, R/o Hirapur, Raipur, Distt. Raipur (C.G)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through : Secretary, Department of C.S.E.B., D.K.S. Bhawan, Raipur (C.G.)
2. The Joint Secretary (Labour) II, C.S.E.B. Zone Raipur (C.G.)
3. Additional Superintending Engineer (Civil) Divisional Office, C.S.E.B. Zone Raipur (C.G.)
4. Division Engineer (Executive Engineer) (Civil) C.S.E.B. Dagania, Raipur (C.G.)
5. Sapana Upadhayay Pay Bill Reader, C.S.E.B. Civil Office, Dagania, Raipur (C.G.)

Writ Petition under Article 226 of the Constitution of India

Appearance:

Shri Anil Gulati, counsel for the petitioner.

Shri A.S. Kachhawaha, Govt. Advocate for the State.

ORAL ORDER

(20.08.2007)

SUNIL KUMAR SINHA, J,

Heard on admission.

The petitioner, who is posted as *Paricharak Shreni-2* in the office of Executive Engineer (Civil) Raipur, has been transferred from Raipur to Bilaspur. It is stated that the petitioner is posted there since 19 years.

Learned counsel for the petitioner argues that since the petitioner has made many complaints regarding the other officers to the higher authority, therefore, he has been transferred from Raipur to Bilaspur. He also argues that the petitioner is not maintaining good health, therefore, his transferred may be interfered.

Needless to say that these are not the grounds on which the transfers are to be interfered by a Court of law. Unless the transfer orders are shown to be vitiated by malafide or extraneous consideration or are passed in violation of any statutory Rules or the Act, the same are not required to be interfered by the Court of law.

Having heard learned counsel for the petitioner, having perused the records of the writ petition, particularly the annexures filed along with writ petition, I do not find any reason to interfere with the order of transfer of the petitioner as no ground of malafide, extraneous consideration or violation of any statutory Rules are there.

The petition has no merits, the same is dismissed at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

vatti